

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JAMAL D. HOLDMAN,

Defendant.

8:21-CR-193

PRELIMINARY ORDER OF FORFEITURE

This matter is before the Court upon the United States of America's Motion for Preliminary Order of Forfeiture. [Filing 100](#). The Court reviews the record in this case and, being duly advised in the premises, finds as follows:

1. On November 29, 2022, the defendant, Jamal D. Holdman entered into a plea agreement, pleading guilty to Counts I and VII and agreeing to the forfeiture of the Forfeiture Allegation of the Indictment. [Filing 76](#).
2. Count I charged the defendant, Holdman, with conspiracy to distribute and possess with intent to distribute controlled substances, in violation of [21 U.S.C. §§ 846](#) and 841(a)(1) and (b)(1). Count VII charged defendant with possession of a firearm in furtherance of a drug-trafficking crime, in violation of [18 U.S.C. § 924\(c\)\(1\)\(A\)](#).
3. The Forfeiture Allegation of the Indictment alleged the following Property was derived from proceeds obtained (directly or indirectly) as a result of the violation and/or was used (or intended to be used) to commit or facilitate the violation:

- A white Apple iPhone;
- A blue HP laptop computer;
- A green HP laptop computer;

- A white HP Chrome laptop computer;
- 5 San Disk flash drives;
- A Beretta 92X 9mm firearm, magazine(s), and ammunition.

4. As a result of this plea, defendant's interest in the above-described Property is forfeited to the United States.

5. The United States is entitled to possession of the Property. [21 U.S.C. § 853](#).

6. The Motion for Preliminary Order of Forfeiture should be granted.

IT IS ORDERED:

1. The government's Motion for Preliminary Order of Forfeiture, [Filing 100](#), is granted.
2. Based upon the Forfeiture Allegation of the Indictment and the plea of guilty, the government is hereby authorized to seize the above-described Property.
3. Defendant's interest is hereby forfeited to the government for disposition in accordance with the law, subject to the provisions of 21 U.S.C. § 853(n)(1).
4. The Property is to be held by the government in its secure custody and control.
5. Pursuant to [21 U.S.C. § 853\(n\)\(1\)](#), the government shall publish for at least thirty consecutive days on an official internet government forfeiture site, www.forfeiture.gov., notice of this Preliminary Order of Forfeiture, notice of publication evidencing the government's intent to dispose of the property in such manner as the Attorney General may direct, and notice that any person, other than defendant, having or claiming a legal interest in any of the subject property must file a Petition with the Court within thirty days of the final publication of notice or of receipt of actual notice, whichever is earlier.
6. The published notice shall state the Petition referred to in Paragraph 5, above, shall be for a hearing to adjudicate the validity of the Petitioner's interest in the Property, shall be

signed by the Petitioner under penalty of perjury, and shall set forth the nature and extent of the Petitioner's right, title, or interest in the Property and any additional facts supporting the Petitioner's claim and the relief sought.

7. The Government may also, to the extent practicable, provide direct written notice to any person known to have an interest in the Property as a substitute for published notice as to those persons so notified.
8. Upon adjudication of all third-party interests, this Court will enter a Final Order of Forfeiture pursuant to [21 U.S.C. § 853\(n\)](#), in which all interests will be addressed.

Dated this 2nd day of March, 2023.

BY THE COURT:



Brian C. Buescher
United States District Judge